

MINUTES OF MEETING – FEBRUARY 28, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 28th day of February 2006, the Commissioners' Court convened the regular Voting Session at 9:12 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

The Commissioners Court recessed the Voting Session at 11:59 AM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) convened at 1:39 PM and adjourned at 1:39 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; Capital Industrial Development Corporation; Capital Health Facilities Development Corporation convened at 1:40 PM and adjourned at 1:41 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; Travis County Development Authority; Travis County Cultural Education Facilities Finance Corporation, convened at 1:42 PM and adjourned at 1:42 PM.

The Commissioners Court reconvened the Voting Session at 1:42 PM.

The Commissioners Court retired to Executive Session at 2:13 PM.

The Commissioners Court reconvened the Voting Session at 3:25 PM.

The Commissioners Court recessed the Voting Session at 3:28 PM

The Commissioners Court reconvened the Voting Session at 4:14 PM.

The Commissioners Court retired to Executive Session at 4:14 PM.

The Commissioners Court reconvened the Voting Session at 4:34 PM.

The Commissioners Court adjourned the Voting Session at 4:36 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Mark Weaver, Travis County Resident; Jimmy Castro, Travis County Resident; Cheryl Brown, Executive Assistant, Travis County Judge’s Office; and Ron Davis, Travis County Commissioner, Precinct 1. (9:13 AM)

Clerk’s Note: The Commissioners Court revisited Citizens Communication at 9:47 AM.

Members of the Court heard from: Gavino Fernandez, Member, League of United Latin American Citizens (LULAC) 4814. (9:47 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C4, and Items 6, 7, 8.A-F, 10, 11, 14, 17, 18, 19, 21, 22, 23, 24, 25, 26.A&B, 27, 28, 29, 31, 32, 33.A&B, 34, 35, 36, A1, A2, and A3. (9:25 AM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3. APPROVE COMMISSIONERS COURT MINUTES FOR THE FEBRUARY 7, 2006 VOTING SESSION.
- C4. APPROVE SETTING A PUBLIC HEARING DATE ON MARCH 28, 2006 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: BEE CAVE WEST, RESUBDIVISION OF LOT 1, ST. MICHAEL’S EPISCOPAL CHURCH SUBDIVISION (SHORT FORM PLAT – 3 LOTS – 9.80 ACRES – F.M. 2244 - BEE CAVE ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ).

RESOLUTIONS & PROCLAMATIONS

1. APPROVE PROCLAMATION RECOGNIZING “THE NATIONAL BLACK CHURCH WEEK OF PRAYER FOR THE HEALING OF AIDS”. (9:30 AM)

Members of the Court heard from: Reverend Doctor Raymond Bryant; Martin Harris, Division Manager, Austin-Travis County Health & Human Services (A-TCHHS).

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the Proclamation in Item 1.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

SPECIAL ITEMS

2. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND RELATED MATTERS. (9:42 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve an order prohibiting outdoor burning in the unincorporated areas of Travis County.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 2 to be reposted on March 7, 2006.

- 3. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE ASIAN GYPSY MOTH IN TRAVIS COUNTY.

Members of the Court heard from: George Nash, United States Department of Agriculture (USDA), Animal and Plant Health Inspection Service, Plant Protection and Quarantine Division; John Kuhl, Environmental Officer, Transportation and Natural Resources (TNR);

Discussion only. No formal action taken.

- 4. A. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PETITION FOR THE CREATION OF AN EMERGENCY SERVICES DISTRICT NO. 13 IN THE PART OF NORTHEAST TRAVIS COUNTY THAT IS NOT CURRENTLY SERVED BY ANOTHER DISTRICT; AND
- B. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER CALLING AN ELECTION FOR THE CREATION OF AN EMERGENCY SERVICES DISTRICT NO. 13 IN THE PART OF NORTHEAST TRAVIS COUNTY THAT IS NOT CURRENTLY SERVED BY ANOTHER DISTRICT. (11:54 AM)

Members of the Court heard from: Dan Smith, Executive Assistant, County Judge’s Office; Dr. Charles W. Graham, Travis County Resident; Mr. Harrison, Travis County Resident; Larry Foehner, Fire Chief, Elgin Fire Department; Cliff Kessler, President, Blackland Concerned Citizens Association; and Barbara Wilson, Assistant County Attorney.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Items 4 A&B.

A Friendly Amendment to the Previous Motion was made by Judge Biscoe that the election date would be May 13, 2006.

Acceptance of the Friendly Amendment was made by Commissioner Davis and Commissioner Gómez.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

5. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:13 AM)
 - A. VARIANCE TO SECTION 30-2-151 OF TITLE 30, AUSTIN-TRAVIS COUNTY SUBDIVISION REGULATIONS, WHICH REQUIRES THE ALIGNMENT OF EXISTING STREETS
 - B. FINAL PLAT IN PRECINCT THREE: VAUGHT RANCH SECTION 2 SUBDIVISION (SHORT FORM PLAT – 5 LOTS – 97.36 ACRES – VAUGHT RANCH ROAD AND R.M. 2222 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – CITY OF AUSTIN 2-MILE ETJ). (COMMISSIONER DAUGHERTY)

Items 5 A&B postponed until March 7, 2006.

6. CONSIDER AND TAKE APPROPRIATE ACTION ON THE USE OF ALTERNATIVE FISCAL AGREEMENT FOR SENNA HILLS SECTION 11, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)
(9:25 AM)

Clerk's Note: Item 6 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

7. CONSIDER AND TAKE APPROPRIATE ACTION ON A PRELIMINARY PLAN IN PRECINCT THREE: SPANISH OAKS, SECTION 7 (PRELIMINARY PLAN – 44 LOTS – 59.79 ACRES – SPANISH OAKS CLUB BOULEVARD – NO FISCAL IS REQUIRED FOR A PRELIMINARY PLAN – SEWAGE SERVICE TO BE PROVIDED BY LCRA – VILLAGE OF BEE CAVES ETJ). (COMMISSIONER DAUGHERTY) (9:25 AM)

Clerk's Note: Item 7 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

PLANNING AND BUDGET DEPT. ITEMS

8. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:25 AM)
- A. GRANT APPLICATION TO OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, FOR A VICTIM OF CRIME ACT GRANT PROGRAM IN JUVENILE PROBATION. THIS NEW GRANT WILL ENHANCE SERVICES TO VICTIMS OF CRIME OF THE JUVENILE PROBATION VICTIM SERVICES PROGRAM.
 - B. GRANT APPLICATION TO U.S. FISH & WILDLIFE SERVICE THROUGH TEXAS PARKS AND WILDLIFE DEPARTMENT FOR GRANT FUNDS TO ACQUIRE LAND FOR THE BALCONES CANYONLANDS PRESERVE (BCP) IN THE TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT. THE APPLICATION IS FOR \$3.510 MILLION IN ADDITIONAL FEDERAL FUNDS AND HAS AN UP TO \$1.170 MILLION DOLLAR MATCH REQUIREMENT THAT IS ANTICIPATED TO BE MET BY THE BCP TAX INCREMENT FINANCING AND MITIGATION FEES WHEN THE FUNDS ARE NEEDED.
 - C. GRANT APPLICATION TO THE FEDERAL BUREAU OF JUSTICE ASSISTANCE FOR THE 2006 JUSTICE ASSISTANCE GRANT. THIS GRANT PROVIDES FUNDS FOR THE PURCHASE OF EQUIPMENT FOR THE SHERIFF'S OFFICE.
 - D. GRANT CONTRACT WITH THE UNIVERSITY OF NORTH TEXAS FOR THE SENIORS AND VOLUNTEERS FOR CHILDHOOD IMMUNIZATION GRANT PROGRAM IN HEALTH AND HUMAN SERVICES. GRANT CONTINUES THE EXISTING PROGRAM FOR FY '06.
 - E. GRANT CONTRACT WITH THE CAPITAL AREA COUNCIL OF GOVERNMENTS FOR A SOLID WASTE ENFORCEMENT GRANT. GRANT PROVIDES FUNDS TO PURCHASE EQUIPMENT AND TRAINING FOR THE SOLID WASTE ENFORCEMENT PROGRAM.
 - F. GRANT CONTRACT FOR THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM IN HEALTH AND HUMAN SERVICES DEPARTMENT. THE GRANT CONTINUES THE EXISTING PROGRAM FOR FY '06.

Clerk's Note: Items 8A-F approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (11:54 AM)

Motion by Judge Biscoe and seconded by Commissioner Daugherty to approve Item 9.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ADMINISTRATIVE OPERATIONS ITEMS

10. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR PARTICIPANTS IN THE TRAVIS COUNTY EMPLOYEE HEALTH CARE FUND FOR PAYMENT OF \$316,926.67 FOR THE PERIOD OF FEBRUARY 10 TO FEBRUARY 16, 2006. (9:25 AM)

Clerk's Note: Item 10 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

11. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:25 AM)

Clerk's Note: Item 11 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

12. CONSIDER AND TAKE APPROPRIATE ACTION ON PROGRESS REPORT, ISSUE PAPER AND RELATED ISSUES ON THE MEDICAL EXAMINER'S OFFICE. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION, PURSUANT TO GOV'T CODE ANN. 551.074, PERSONNEL MATTERS)
(10:28 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Barbara Wilson, Assistant County Attorney; and Leslie Stricklan, Project Manager, Facilities Management.

Clerk's Note: The Court discussed Staff recommendation 12.A: Authorize staff to negotiate the following items:

1. New Medical Examiners Employment contracts.
2. Salaries for Medical Examiners.

Discussion only. No formal action taken.

Clerk's Note: The Court discussed Staff recommendation 12.B: Establish accreditation guidance for the Medical Examiner's Office and authorize staff to proceed with "Next Steps" for National Association of Medical Examiners' (NAME) Accreditation as outlined in the Travis County Forensic Center Report of February 16, 2006: (See attached)

1. Confirm requesting training services from an accredited Medical Examiner's Office in Texas.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Staff recommendation 12.B.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 12 CONTINUED

Clerk’s Note: The Court discussed Staff recommendation 12.C: Authorize staff to explore a district concept for the Medical Examiner’s Office:

1. Direct staff to work with other counties on service issues.
2. Direct staff to conduct research on a Medical Examiner’s District.
3. Direct staff to develop a conceptual proposal for a Medical Examiner’s District

Members of the Court heard from: John Lessard, Consultant to Travis County on Medical Examiner issues.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Staff recommendation 12.C.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Clerk’s Note: The Court discussed Staff recommendation 12.D: Authorize staff to advertise and hire a Pathology Staff Supervisor in FY 2006.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 12.D.

Withdrawal of the Previous Motion and Second was made by Judge Biscoe and Commissioner Gómez.

Clerk’s Note: The Court directed staff to attempt to get staff already on board or approved to provide the necessary supervision, then see how it works out. If it appears that we will still need an additional employee to serve as Supervisor after an appropriate monitoring period, the issue will be addressed during the next budget process

ITEM 12 CONTINUED

Clerk’s Note: The Court discussed Staff recommendation 12.E: Confirm the Court’s intention to continue of the existing Interlocal Cooperative Agreements for Medical Examiner Services to other counties into FY 2007. Request the County Attorney prepare updates to the current Interlocal Agreements for delivery to and consideration by the other counties.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 12.E., with a written status report to partners covering all relevant issues.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

Clerk’s Note: The Court discussed Staff recommendation 12.F: Direct Facilities Management to expedite planning for improvements to the Forensic Center that will improve its functionality. A planning report with recommendations for FY 2006 implementation is to be brought to the Commissioners Court as soon as possible for review and finding approval.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Staff recommendation 12.F.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

Item 12 to be reposted on March 7, 2006.

13. DISCUSS AND TAKE APPROPRIATE ACTION REGARDING THE FIRST ANNUAL PERFORMANCE REPORT ON THE TRAVIS COUNTY EMPLOYEE WELLNESS AND HEALTH CLINIC. (1:43 PM)

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, Human Resources Management Department; Dr. Trent Turner, Travis County Clinic Physician; Iman Hammoudeh, Clinic Office Assistant; and Josie Pena, RN, Clinic Nurse.

Discussion only. No formal action taken.

14. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING LIABILITY CLAIM RECOMMENDATION: (9:25 AM)

A. ESMERALDA BIRCHARD - SETTLE

Clerk's Note: Item 14.A approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

JUSTICE AND PUBLIC SAFETY ITEMS

15. CONSIDER AND TAKE APPROPRIATE ACTION ON A MEMORANDUM OF UNDERSTANDING FROM THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE REGARDING THE PROPOSED VISITATION CENTER AT THE TRAVIS COUNTY COMMUNITY JUSTICE CENTER. (10:18 AM)

Item 15 postponed until March 14, 2006.

16. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST BY THE CITY OF AUSTIN TO REACTIVATE AND REORGANIZE THE AUSTIN-TRAVIS COUNTY EMS ADVISORY BOARD. (10:18 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services.

Discussion only. No formal action taken.

PURCHASING OFFICE ITEMS

17. APPROVE MODIFICATION NO. 10 TO CONTRACT NO. PS010173LC, COMPUDYNE PUBLIC SAFETY & JUSTICE, INC., FOR THE FACTS COURT MANAGEMENT SYSTEM. (ITS) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 17 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

18. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 06C00092LC, GPD TELECOM, INC., FOR PURCHASE AND INSTALLATION OF THE BI-DIRECTIONAL AMPLIFIER SYSTEM. (TCSO, TCES) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 18 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

19. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. CM030193LC, FIRST DATA GOVERNMENT SOLUTIONS, FOR AN INTERACTIVE VOICE RESPONSE SYSTEM FOR TRAVIS COUNTY SHERIFF'S OFFICE. (TCSO, ITS) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 19 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 20. A. DISCUSS AND TAKE APPROPRIATE ACTION ON REVISED TRAVIS COUNTY PURCHASING POLICY AND PROCEDURE MANUAL, TO REPLACE CHAPTER 32 OF THE TRAVIS COUNTY CODE; AND

- B. DISCUSS AND TAKE APPROPRIATE ACTION ON REVISED TRAVIS COUNTY FIXED ASSET POLICY AND PROCEDURE MANUAL, TO REPLACE CHAPTER 33 OF THE TRAVIS COUNTY CODE.
(COMMISSIONER GÓMEZ) (11:16 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Susan Spataro, Travis County Auditor; Leroy Nellis, Budget Manager Planning and Budget Office (PBO); and Joe Harlow, Chief Technology Officer, Information and Telecommunications Systems (ITS).

Clerk’s Note: The Court discussed the recommendation regarding gratuities Staff may accept.

Motion by Judge Biscoe and seconded by Commissioner Gómez to set the limit at \$50.00.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the language recommended by the Purchasing Agent.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 20 CONTINUED

Clerks Note: The Court discussed the Purchasing Agent’s ability to approve contract modifications up to \$50,000.00, and that non-routine items would be brought before the Court for discussion.

Motion by Judge Biscoe and seconded by Commissioner Davis to put the policy in place for one year to continue modification with caveats mentioned.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the rest of Items 20.A&B.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 21. APPROVE AWARD OF A CATALOG INFORMATION SYSTEMS VENDOR STATE CATALOG PURCHASE, RFO NO. O060104-JT, FOR THE RENTAL OF DIGITAL COPIERS. (RMCR) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk’s Note: Item 21 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 22. APPROVE CONTRACT AWARD FOR A DRIVER TRAINING SIMULATOR, RFP NO. P050057-JT, TO THE HIGHEST RANKED PROPOSER, DORON PRECISION SYSTEMS, INC. (TCSO) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk’s Note: Item 22 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

23. APPROVE AWARD OF A CATALOG INFORMATION SYSTEMS VENDOR STATE CATALOG PURCHASE, RFO NO. O050106-JT, FOR AN IP VIDEO SECURITY SYSTEM. (ITS, TCSO, OEM) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 23 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

24. APPROVE THIRTY-DAY EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 04T000550J, TRANSCOR AMERICA, FOR TRANSPORTATION AND EXTRADITION SERVICES. (TCSO) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 24 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

25. APPROVE MODIFICATION NO.4 TO CONTRACT NO. 03T00238NB, ENERGY MANAGEMENT SERVICES, FOR INSULATION SERVICES. (HHS) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 25 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

26. APPROVE TWELVE-MONTH EXTENSIONS (MODIFICATION NO. 2) TO THE FOLLOWING CONTRACTS FOR HEAVY DUTY ROAD MACHINERY OEM PARTS AND LABOR: (9:25 AM)

A. NO. 05T00257NB, MAGNUM CUSTOM TRAILER MANUFACTURING CO., INC.; AND

B. NO. 05T00258NB, CENTRAL TEXAS HEAVY EQUIPMENT. (TNR) (COMMISSIONER GÓMEZ)

Clerk's Note: Items 26 A & B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

27. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 06C00088RV, KST ELECTRIC LTD., FOR THE PURCHASE AND INSTALLATION OF A FIRE ALARM SYSTEM. (JUVENILE PROBATION) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 27 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

28. APPROVE PURCHASE OF VEHICLE ACCESSORIES FROM THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD). (TNR) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 28 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

29. APPROVE CONTRACT AWARD FOR PURCHASE OF CULVERT PIPE, IFB NO. B060090-DR, TO THE LOW BIDDER, WILSON CULVERTS, INC. (TNR) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item 29 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

30. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 05AE0176JJ, LOCKWOOD, ANDREWS AND NEWNAN, INC., FOR EASTSIDE SERVICE CENTER. (FM) (COMMISSIONER DAVIS) (11:46 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; John Hille, Assistant County Attorney, Joe Gieselman, Executive Manager, TNR; Roger El Khoury, Director, Facilities Management; and José Palacios, Chief Assistant County Auditor, Travis County Auditor's Office.

Motion by Judge Biscoe and seconded by Commissioner Davis to take the money from Facilities and replenish it after receiving the CO funds.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

31. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL SERVICES FOR THE DESIGN OF WATER SUPPLY SYSTEM AT EAST METRO PARK FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(4) OF THE COUNTY PURCHASING ACT. (TNR) (COMMISSIONER DAVIS) (9:25 AM)

Clerk's Note: Item 31 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

32. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. 04K00147JJ, RGM CONSTRUCTORS, L.P., FOR THE HOWARD LANE/SCOFIELD RIDGE PARKWAY. (TNR) (COMMISSIONER DAVIS) (9:25 AM)

Clerk's Note: Item 32 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

33. APPROVE MODIFICATION NO. 1 FOR THE FOLLOWING REAL ESTATE BROKERAGE CONTRACTS: (9:25 AM)

A. INVESTORS ALLIANCE, CONTRACT NO. PS060049LP; AND

B. EQUIS CORPORATION, CONTRACT NO. PS060051LP. (FM)
(COMMISSIONER GÓMEZ)

Clerk's Note: Items 33 A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

34. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:25 AM)

Clerk's Note: Item 34 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

35. APPROVE MANAGEMENT REPRESENTATION LETTER TO BE PROVIDED TO DELOITTE & TOUCHE, LLP. REGARDING FY '05 COUNTYWIDE ANNUAL FINANCIAL AUDIT. (COUNTY AUDITOR) (9:25 AM)

Clerk's Note: Item 35 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

36. CONSIDER AND TAKE APPROPRIATE ACTION ON ELECTION SERVICES AGREEMENTS BETWEEN TRAVIS COUNTY AND EIGHTY (80) LOCAL JURISDICTIONS TO PROVIDE ELECTIONS SERVICES. (COUNTY CLERK) (SEE ATTACHMENT) (9:25 AM)

Clerk's Note: Item 36 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 Gov't Code Ann 551.071, Consultation with Attorney

Note 2 Gov't Code Ann 551.072, Real Property

Note 3 Gov't Code Ann 551.074, Personnel Matters

Note 4 Gov't Code Ann 551.076, Security

The Commissioners Court will consider the following items in Executive Session. The Commissioners Court may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Commissioners Court announces that the item will be considered during Executive Session.

- 37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR MAKE COUNTER OFFER TO THE COUNTER OFFER SETTLEMENT DEMAND AND TAKE APPROPRIATE ACTION REGARDING TNR EMPLOYEE, SLOT 528. ^{1 AND 3}

Clerk's Note: Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't Code Ann 551.074, Personnel matters.

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to reject the counter offer and counter the counter with \$500.00 for TNR employee slot #528 to do with as he pleases.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 38. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING NEGOTIATIONS AND TAKE APPROPRIATE ACTION INVOLVING LANDOWNERS JAMES L. LOZIER AND DELLA L. LOZIER, PARCELS 4 AND 5, ELROY ROAD PROJECT. (CONDEMNATION PROCEEDING) ^{1 AND 2}
(2:13 PM) (3:26 PM)

Clerk’s Note: Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney and Gov’t Code Ann 551.072, Real Property.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to accept the counter offer of \$88,469.25 on Item 38.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

- 39. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PURCHASE OF AN OFFICE BUILDING LOCATED AT 5555 AIRPORT BLVD., AUSTIN, TEXAS. ^{1 AND 2} (2:13 PM) (3:26 PM)

Clerk’s Note: Judge Biscoe announced that Item 39 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney and Gov’t Code Ann 551.072, Real Property.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the offer based on square foot price of assistance and approve second amendment that contains provisions on other actions discussed leading to closing on this matter including a title letter of objection.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

- 40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING ANGELA D. STEADTLER V. TRAVIS COUNTY, ET AL.
¹ (2:13 PM) (4:14 PM) (4:34 PM)

Clerk’s Note: Judge Biscoe announced that Item 40 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez to authorize the County Attorney to settle this matter with the Attorney for the Plaintiff for \$22,500.00 and authorize the County Attorney to dismiss the lawsuit against Eye Bank with the permission of the Federal District Judge without prejudice, if permission not granted then with prejudice. Further, to authorize the execution of an appropriate settlement agreement, with documents to be signed by the County Judge consistent with this Motion.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 40 to be reposted March 7, 2006.

THE FOLLOWING ITEMS ARE ADDENDUM:

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE FOR THE 2006 BUREAU OF JUSTICE ASSISTANCE CONGRESSIONALLY MANDATED AWARD OF \$149,580 FOR THE AUSTIN REGIONAL LAW ENFORCEMENT FIREARMS TRAINING CENTER TO BE OPERATED BY THE TRAVIS COUNTY SHERIFF’S OFFICE. (9:25 AM)

Clerk’s Note: Item A1 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE CERTIFICATES OF OBLIGATION. (9:25 AM)

Clerk’s Note: Item A2 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- A3. APPROVE CONTRACT AWARD TO EASY ACCESS INC., FOR INTERNET PROCESSING PROFESSIONAL SERVICES AGREEMENT. (ITS, JUSTICES OF THE PEACE) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item A3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- A4. A. APPROVE ORDER EXEMPTING THE PURCHASE OF TRAINING SERVICES FROM 3 PRINCIPALS FOR HUMAN DEVELOPMENT INC. FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE COUNTY PURCHASING ACT.
- B. RATIFY AND APPROVE CONTRACT FOR TRAINING SERVICES WITH 3 PRINCIPLES FOR HUMAN DEVELOPMENT INC. (JUVENILE PROBATION) (COMMISSIONER GÓMEZ) (9:25 AM)

Clerk's Note: Item A4 A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

ADJOURNMENT

Motion by Commissioner Davis **seconded by** Judge Biscoe to adjourn the Voting Session. (4:36 PM)

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	absent
	Precinct 3, Commissioner Gerald Daugherty	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge